Attorney Docket No.: SHIM1130

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Toshio Miyata

Art Unit:

Unassigned

Application No.:

10/089,789

Examiner:

Unassigned

IA Filing Date:

October 6, 2000

Title:

CARBONYL STRESS-DECREASING AGENT

#### **BOX PCT**

Commissioner for Patents Washington, D.C. 20231

Attention: Christine Washington

#### RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

#### <u>UNDER 35 U.S.C. §371</u>

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. §371 mailed June 28, 2002, enclosed are:

- A copy of the Notification of Missing Requirements Under 35 U.S.C. §371 (2 pages);
- An executed Combined Declaration & Power of Attorney for Patent Application (3 pages);
- Return Receipt Postcard.

EXPRESS MAIL number: EV 047 294 395 US Date of Deposit: August 19, 2002

I hereby certify that this paper is being deposited with the United States Postal Service

"EXPRESS MAIL Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to BOX PCT, Commissioner of Patents and Trademarks; Washington, DC 20231.

Jason Berry

In re Application of:

Toshio Miyata

Application No.: IA Filing Date:

10/089,789 October 6, 2000

Page 2

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PATENT Attorney Docket No.: SHIM1130

No fees are deemed required for filing this communication. However, the Commissioner is hereby authorized to charge any fees that may be associated with this communication to Deposit Account No. 50-1355.

Respectfully submitted,

Date: August 19, 2002

Lisa A. Haile, J.D., Ph.D. Registration No.: 38,347 Telephone: (858) 677-1456 Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1100 San Diego, California 92121-2133 USPTO Customer Number 28213

Gray Cary\GT\6308227.1 2102595-4







#### UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT United States Patent and Tradsmark Office Washington, D.C. 20231

A STATE OF THE PROPERTY OF THE	FIRST NAMED APPLICANT	ATTY	, DOCKET NO.	
U.S. APPLICATION NUMBER NO. 10/089,789	Toshio Miyata	S	SHIM1130	
	·	INTERNATIONAL AP	INTERNATIONAL APPLICATION NO.	
	•	PCT/JP00/06987		
O	PATENT DOCKETING	I.A. FILING DATE	PRIORITY DATE	
Gray Cary Ware & Freidenrich	PATENT DOORETING	10/06/2000		

4365 Executive Drive **Suite 1100** San Diego, CA 92121-2133 JUL 0 8 2002

**CONFIRMATION NO. 1099 371 FORMALITIES LETTER** \*OC000000008355343\*

Date Mailed: 06/28/2002

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- •, U.S. Basic National Fees
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed





to re address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

### KAYA L LEWIS BALTIMORE

Telephone: (703) 305-3695

# PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY, DOCKET NO
U.S. APPLICATION NUMBER NO.		SHIM1130
10/089,789	PCT/JP00/06987	51111111150

FORM PCT/DO/EO/905 (371 Formalities Notice)